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BEFORE THE ARIZONA MEDICAL BOARD

In the Matter of

GRANT FANKHAUSER, M.D.

Holder of License No. **37503**
For the Practice of Allopathic Medicine
In the State of Arizona.

Case No. MD-11-1480

**INTERIM ORDER FOR PRACTICE
RESTRICTION AND CONSENT TO THE
SAME**

INTERIM CONSENT AGREEMENT

Grant Fankhauser, M.D. ("Respondent") elects to permanently waive any right to a hearing and appeal with respect to this Interim Order for Practice Restriction; admits the jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order by the Board.

FINDINGS OF FACT

1. The Board is the duly constituted authority for the regulation and control of the practice of allopathic medicine in the State of Arizona.

2. Respondent is the holder of License No. 37503 for the practice of allopathic medicine in the State of Arizona.

3. The Board initiated case number MD-09-0120 after receiving notification from Respondent that he was placed on a leave of absence for being impaired while on duty on January 9, 2009. Respondent submitted to a drug screen, which was positive for alcohol at .07.

4. Respondent entered treatment on March 6, 2009, and was discharged on April 2, 2009 with a diagnosis of alcohol dependence.

5. Respondent entered into a Consent Agreement for Letter of Reprimand and MAP Probation dated August 5, 2009, in which he agreed to participate in the Board's Monitored Aftercare Program.

6. On October 19, 2011, Respondent submitted to a blood test, which was significantly positive for alcohol. The Board's Physician Health Program monitor determined that Respondent had relapsed and was no longer safe to practice medicine.

7. The Executive Director has consulted with investigative staff and the Board's medical consultant, who has reviewed the case and agrees that a consent agreement is appropriate.

CONCLUSIONS OF LAW

1. The Board possesses jurisdiction over the subject matter hereof and over Respondent.

2. The Executive Director may enter into a consent agreement with a physician if there is evidence of danger to the public health and safety pursuant to A.R.S. § 32-1405(C)(25) and § 32-1451(F); A.A.C. R4-16-504.

3. Based on the information in the Board's possession there is evidence that if Respondent were to practice medicine in Arizona there would be a danger to the public health and safety.

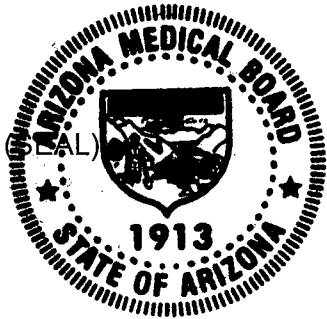
ORDER

IT IS HEREBY ORDERED THAT:

1. Respondent shall not practice clinical medicine or any medicine involving direct patient care, and is prohibited from prescribing any form of treatment including prescription medications, until Respondent applies to the Board and receives permission to do so.

2. This is an interim order and not a final decision by the Board regarding the pending investigative file and as such is subject to further consideration by the Board.

1 DATED AND EFFECTIVE this 27th day of October, 2011.



ARIZONA MEDICAL BOARD

By


Lisa S. Wynn
Executive Director

7 **CONSENT TO ENTRY OF INTERIM ORDER**

8 1. Respondent has read and understands this Interim Order for Practice
9 Restriction and Consent to the Same and the stipulated Findings of Fact, Conclusions of
10 Law and Order ("Interim Order"). Respondent acknowledges he has the right to consult
11 with legal counsel regarding this matter.

12 2. Respondent acknowledges and agrees that this Interim Order is entered
13 into freely and voluntarily and that no promise was made or coercion used to induce such
14 entry.

15 3. By consenting to this Interim Order, Respondent voluntarily relinquishes any
16 rights to a hearing or judicial review in state or federal court on the matters alleged, or to
17 challenge this Interim Order in its entirety as issued, and waives any other cause of action
18 related thereto or arising from said Interim Order.

19 4. The Interim Order is not effective until approved and signed by the
20 Executive Director.

21 5. All admissions made by Respondent are solely for final disposition of this
22 matter and any subsequent related administrative proceedings or civil litigation involving
23 the Board and Respondent. Therefore, said admissions by Respondent are not intended
24 or made for any other use, such as in the context of another state or federal government
25

1 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or
2 any other state or federal court.

3 6. Upon signing this Interim Order, and returning this document (or a copy
4 thereof) to the Board's Executive Director, Respondent may not revoke the consent to the
5 entry of the Interim Order. Respondent may not make any modifications to the document.
6 Any modifications to this original document are ineffective and void unless mutually
7 approved by the parties.

8 7. This Interim Order is a public record that will be publicly disseminated as a
9 formal action of the Board and will be reported to the National Practitioner's Data Bank
10 and on the Board's web site.

11 8. If any part of the Interim Order is later declared void or otherwise
12 unenforceable, the remainder of the Interim Order in its entirety shall remain in force and
13 effect.

14 9. Any violation of this Interim Order constitutes unprofessional conduct and
15 may result in disciplinary action. A.R.S. § § 32-1401(27)(r) ("[v]iolating a formal order,
16 probation, consent agreement or stipulation issued or entered into by the board or its
17 executive director under this chapter") and 32-1451.

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Grant Frankhauser, M.D.

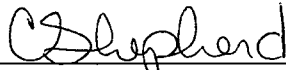
DATED: 10/26/11

20
21 EXECUTED COPY of the foregoing mailed
22 this 27th day of October, 2011 to:

23 Grant Frankhauser
24 Address of Record
25

1 ORIGINAL of the foregoing filed
2 this 27th day of October, 2011 with:

3 Arizona Medical Board
4 9545 E. Doubletree Ranch Road
5 Scottsdale, AZ 85258

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8 Arizona Medical Board Staff
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